

**ARCHITECTS SECTION MEETING  
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,  
PROFESSIONAL ENGINEERS, DESIGNERS, AND LAND SURVEYORS  
MINUTES  
APRIL 13, 2005**

**PRESENT:** Gary Gust, Arno Haering, James Otto, Walter Wilson

**EXCUSED:** Arno Haering was excused at 3:02 p.m.

**STAFF PRESENT:** Jerry Lowrie, Bureau Director; Colleen Baird, Legal Counsel; Darwin Tichenor, Exam Specialist; and Pat Schenck, Program Assistant

**GUESTS:** Bill Babcock, AIA Wisconsin  
Duane Stegall, AIA Associate  
Bill Danuser, AIA Associate

**CALL TO ORDER**

Chair, James Otto called the meeting to order at 1:10 p.m. A quorum of four members was present. A quorum of three members was present at 3:02 p.m.

**AGENDA**

**Additions to the Agenda:**

- Move Item #8 to Item # 6
- Move #17 to Item #7
- Move Item #18 to Item #8
- Delete Items #10a and #10c

**MOTION:** Arno Haering moved, seconded by Walter Wilson, to adopt the agenda with amendments. Motion carried unanimously.

**ELECTION OF OFFICERS FOR 2005**

The Architects Section held open elections for Board Officers for 2005.

**MOTION:** Arno Haering moved, seconded by Walter Wilson, to nominate and elect James Otto, Chair. Motion carried unanimously.

**MOTION:** Arno Haering moved, seconded by Gary Gust, to nominate and elect Walter Wilson, as Vice Chair. Motion carried unanimously.

**MOTION:** Arno Haering moved, seconded by Walter Wilson, to nominate and elect Gary Gust, as Secretary. Motion carried unanimously.

**APPOINT BOARD REPRESENTATIVES FOR SCREENING PANEL  
2005 SCREENING PANEL APPOINTMENTS**

James Otto, Chair, called for Section members to serve on the screening panel.

James Otto and Arno Haering will serve as screening panel members in 2005.

IDP Liaison - Gary Gust

**MINUTES JULY 6, 2004**

Page 4 of 6 - third paragraph first two lines, change rule to enabling legislation in both places.

**MOTION:** Walter Wilson moved, seconded by Gary Gust, to approve the minutes of July 6, 2004 as amended. Motion carried unanimously.

**ADMINISTRATIVE REPORT  
JERRY LOWRIE, BUREAU DIRECTOR  
SECTION ROSTER**

Correct Gary Gust home phone number - (715) 235-4785.

**2005 MEETING DATES**

The next Section meeting is scheduled for November 9, 2005.

**OFF-SITE MEETING – MILWAUKEE - DISCUSSION**

Mr. Lowrie reported that off-site meetings will not take place due to Department budget constraints and conflicts of interest issues.

**SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND  
ADMINISTRATIVE RULES AND PRESS RELEASES**

Noted.

**TRAVEL AND HOTEL POLICY DISCUSSION**

Mr. Lowrie reported on the Department's hotel reservation and travel policy. The Department will fund one Board or Section member per fiscal year. It will be the Board members responsibility to cancel hotel reservations made under their name if they will not be attending a meeting.

**TRAVEL/CONFERENCES**  
**NCARB 2005 REGIONAL MEETING AT MILWAUKEE, WI MARCH 10-22, 2005**  
**REPORT – JAMES OTTO**

Mr. Otto reported on the NCARB 2005 Regional Meeting held at Milwaukee, WI on March 10-22, 2005. Funding was not available for all four Section members to attend this meeting.

Highlights of the meeting included:

- A program on Forensic Architecture
  - What is Forensic Architecture
  - Building Failures
    - Causes of Building Failures
  - Property Damage
  - Ethical Considerations
  - Safety and Premise Security
- Encourage licensure.
- Determine when applicants should sit for examinations.
- Cost of examinations.
- Electronic voting at Engineers Conference.
- Delegate voting process.
- Preparing to have strategic planning session.
- August 2005-08 begin strategic planning process.
- International agreements – having NCARB certification recognized in other countries.
- Cheating on ARE examinations.
- Regional executive comments.
- Re-direct staff and work on job descriptions.
- In 2007 hosting Region IV and Region III meeting.
- Develop new leadership in NCARB.
- Next member Board meeting will be in Miami FL June 22, 2005. Encourage members to bring family.
- Customer information systems.
- Emerging professional programs.
- 140 Board members.

James Otto was elected Chair of the Regional Board for 2005-06.

**2005 NCARB ANNUAL MEETING AND CONFERENCE JUNE 23-25, 2005 AT THE**  
**RITZ-CARLTON, SOUTH BEACH, MIAMI BEACH, FL.**

**MOTION:** Gary Gust moved, seconded by Walter Wilson, to nominate James Otto as Wisconsin's delegate to attend the 2005 NCARB Annual Meeting and Conference on June 23-25, 2005 at the Ritz-Carlton, South Beach, Miami, FL. and to nominate Walter Wilson to attend on Department funding. Motion carried unanimously.

**MOTION:** Walter Wilson moved, seconded by Gary Gust, to nominate James Otto to represent Wisconsin at the member Board Chair Conference in October 2005. Motion carried unanimously.

**NCARB 2005 IDP CONFERENCE, FEBRUARY 11-14, 2005, WASHINGTON D.C.  
REPORT – GARY GUST**

Gary Gust, IDP Coordinator, reported on the NCARB 2005 IDP Conference he attended on February 11-14, 2005 in Washington DC. NCARB financed a two day trip to Washington DC to discuss their new role in the IDP program. The new publication is on-line and is up-to date and current.

**STATUTE/ADMINISTRATIVE RULES  
CONTINUING EDUCATION PRELIMINARY STEPS AND RESEARCH**

The Section discussed the preliminary steps and research regarding enabling legislation for continuing education. Enabling legislation is in the drafting process. Mr. Lowrie discussed with the Section members steps the members could take to move the enabling legislation process along faster. The Section would like to work on the rule process in the event the enabling legislation passes through the legislature.

AIA and NCARB websites list continuing education requirements for member boards. The Section would like to research the statutes and rules from other jurisdictions that require continuing education.

**NAAB DEGREE REQUIREMENT**

Mr. Otto summarized the issue of the pursuing the NAAB degree requirement and doing the initial research then subsequently dropping the experience requirement to licensure. Mr. Otto and Mr. Lowrie had a meeting with the former Secretary prior to her resigning. Mr. Otto would like to meet with the new Secretary to have the support of the Department prior to moving forward with pursuing the NAAB degree requirement.

Mr. Otto met with the AIA Wisconsin Board of Directors on April 1, 2005 and gave a presentation on the Section's initiatives. The AIA was receptive to Wisconsin's initiative. The Section is currently researching what the impact would be and what the processes would be to implement the NAAB degree requirement.

Bill Babcock, AIA, addressed the Board with a summary of AIA positions on various issues that may be addressed during the 2005-06 legislative session. AIA Wisconsin supports legislation that would adjust the minimum experience and education requirements for initial licensure as an architect in Wisconsin. Existing requirements fall below nationally accepted standards and those adopted by most other states. Proposed legislation recommended by the Architect Section would require graduates of an accredited architecture school to have at least three years of practical experience and applicants without an accredited degree to have at least ten years of practical

experience or an equivalent combination of education and experience. Most states currently require a professional degree from an accredited school of architecture.

Requiring the six year NAAB degree requirement may prevent talented architects who have attended a technical school from obtaining a credential. Architects without a NAAB degree are not qualified to practice in other jurisdictions that require a NAAB degree. Requiring this change may impact many architects in Wisconsin.

NCARB instituted a five year rolling clock for the Architects exam. Any section of the examination passed after 2006 would fall away after five years, if all parts of the exam have not been completed and passed. Any exam that falls away will have to be retaken. The Section discussed rule changes and a rule change would not be required.

### **DESIGN BUILD DISCUSSION**

Mr. Otto updated the Section on design build conflicts of interest. A typical arrangement is when a client hires a design professional who essentially looks out for the clients interest and then the project is put out for bids. Under a design build scenario, a contractor and a design professional join a joint venture or a firm which is essentially a contractor and an architect which is the same business. How does the design professional look out for the health, welfare, and safety of the general public if a conflict occurs that violates a code that could endanger the health, welfare and safety of the general public? Does the architect serve the public or the employer? Architects work for the design builder and not necessarily the client.

Iowa may have something in place regarding design build. Mr. Otto will contact NCARB prior to the next Section meeting.

The Section will discuss this further at the next Section meeting.

### **ARE ROLLING CLOCK PLAN – DARWIN TICHENOR**

NCARB instituted a five year rolling clock for the Architects exam. Any section of the examination passed after 2006 would fall away after five years, if all parts of the exam have not been completed and passed. Any exam that falls away will have to be retaken.

### **NCARB ISSUES**

#### **Report on Degree Requirement**

Informational item only.

#### **Resolutions to be Acted Upon at the 2005 Annual Meeting**

Preliminary version not approved by NCARB

**Program to Promote Annual Meeting Attendance**

Informational item only.

**Candidates for Vice President**

Informational item only.

**Strategic Plan**

Mr. Otto requested input from the Section on the preliminary strategic plan.

**Fast Facts**

Informational item only.

**SECTION MEMBER ACTIVITY  
AIAW MEETING-JIM OTTO**

Mr. Otto reported that he gave a presentation to the AIA Wisconsin Board of Directors on April 1, 2005 at the UWM School of Architecture and Urban Planning in Milwaukee on licensing issues, education and experience requirements for initial licensure and continuing education requirements for renewal.

**PRACTICE ISSUES**

Mr. Otto discussed the issue of landscape architectures requesting practice act legislation. Currently the landscape architects only have a title act. The architect section has a practice act.

**MISCELLANEOUS CORRESPONDENCE/INFORMATION**

None.

**NEW BUSINESS**

None.

**VISITORS COMMENTS**

None.

**PRESENTATION OF PROPOSED STIPULATIONS THAT MAY HAVE BEEN  
SUBMITTED AFTER MAILING OF AGENDA**

None.

### **CLOSED SESSION**

**MOTION:** Arno Haering moved, seconded by Walter Wilson, to convene to Closed Session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; to consider licensure or discipline (s. 19.85(1)(b), Stats.; to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats. Roll Call Vote: Gary Gust-yes, Arno Haering-yes, James Otto-yes, Walter Wilson-Yes. Motion carried unanimously.

Open Session closed at 1:12 p.m.

### **RECONVENE TO OPEN SESSION**

**MOTION:** Walter Wilson moved, seconded by Gary Gust, to reconvene into Open Session at 3:26 p.m. Motion carried unanimously.

### **VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION, IF VOTING IS APPROPRIATE**

#### **MONITORING CHARLES NOVAK 98 ARC 023**

**MOTION:** Walter Wilson moved, seconded by Gary Gust, to table Charles Novak's request for full reinstatement of his Wisconsin credential as a registered architect until receipt of additional information. Motion carried unanimously.

#### **CASE CLOSINGS 03 ARC 003**

**MOTION:** Gary Gust moved, seconded by Walter Wilson, to close case **03 ARC 003** for prosecutorial discretion (P1). Motion carried unanimously.

#### **STIPULATIONS TERRY L. KOHLBERG 04 ARC 008**

**MOTION:** Walter Wilson moved, seconded by Gary Gust, reinstate and adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter concerning **Terry L. Kohlberg 04 ARC 008**. Motion carried unanimously.

**JAMES W. SHIELDS 04 ARC 010**

**MOTION:** Walter Wilson moved, seconded by Gary Gust, to reinstate and adopt the Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter concerning **James W. Shields 04 ARC 010**. Motion carried unanimously.

**REQUEST FOR CLASS I HEARING  
APPLICATIONS  
APPLICATIONS REVIEWED ON APRIL 13, 2005**

None.

**REINSTATEMENT REQUESTS**

**STEPHEN G. THOMPSON**

**MOTION:** Gary Gust moved, seconded by Walter Wilson, to approve **Stephen G. Thompson's** request for reinstatement as a registered architect. Motion carried unanimously.

**STEVEN L. WOLTERS**

**MOTION:** Gary Gust moved, seconded by Walter Wilson, to refer Steven L. Wolter's application to the Division of Enforcement. Motion carried unanimously.

**EXAMINATION ISSUES**

None.

**SUCH OTHER ITEMS AS AUTHORIZED BY LAW**

None.

**ADJOURNMENT**

**MOTION:** Gary Gust moved, seconded by Walter Wilson, to adjourn the meeting at 4:10 p.m. Motion carried unanimously

**NEXT SECTION MEETING: NOVEMBER 9, 2005**